UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

Inventors:

Joachim LOHR, et al.

Application No.: 10/588,073

Filed:

July 31, 2006

For:

EFFICIENT RISE OVER THERMAL (ROT) CONTROL

DURING SOFT HANDOVER

## INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner of Patents Washington, DC 20231

Dear Sir:

Pursuant to Rules 56 and 99, Applicants hereby call the attention of the Patent Office to the documents listed on the attached Form PTO 1449. Attached is a Japanese Office Action dated May 22, 2007 with an English translation thereof. US \ 650 corresponds to JP '123.

Applicants present this art so that the Patent Office may, in the first instance, determine any relevancy thereof to the presently claimed invention, see Beckman Instruments, Inc. v. Chemtronics, Inc., 439 F.2d 1369, 1380, 165 USPQ 355, 364 (5th Cir. 1970). Also see Patent Office Rules 104 and 106. Applicants respectfully request that this art be expressly considered during the prosecution of this application and made of record herein and appear among the "References Cited" on any patent to issue herefrom.

Respectfully submitted,

> Mu Shillith

Date: July 10, 2007

James E. Ledbetter Registration No. 28,732

JEL/jpf

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EXAMINER: Initial if citation is considered, draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.